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12 *Attorneys for Defendants*

13 **UNITED STATES DISTRICT COURT**  
14 **CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION**

15 ABS ENTERTAINMENT, INC.,  
16 BARNABY RECORDS, INC.,  
17 BRUNSWICK RECORD  
18 CORPORATION, and MALACO,  
19 INC., each individually and on  
20 behalf of all others similarly situated,

21 *Plaintiffs,*

22 *v.*

23 CBS CORPORATION, CBS RADIO  
24 INC., and DOES 1 through 10,  
25 *Defendants.*

Case No. 2:15-cv-06257-PA-AGR

Hon. Percy Anderson

**NOTICE OF NINTH CIRCUIT  
COURT OF APPEALS ORDER**

1 Pursuant to the Court's request at the January 15, 2020, Telephonic  
2 Conference Call, defendants CBS Corporation and CBS Radio Inc. hereby  
3 submit the January 8, 2020, Order issued by the Ninth Circuit Court of  
4 Appeals in *Flo & Eddie, Inc. v. Sirius XM Radio Inc.*, No. 17-55844 (the  
5 "Order"). A true and correct copy of the Order is attached hereto as **Exhibit A**.

6  
7 Respectfully submitted,

8 Dated: January 15, 2020

**KATTEN MUCHIN ROSENMAN LLP**

9  
10 By: /s/ David Halberstadter  
11 David Halberstadter  
12 Attorneys for CBS Corporation and CBS  
13 Radio Inc.

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# **EXHIBIT A**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

JAN 8 2020

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

FLO & EDDIE, INC., a California  
corporation, individually and on behalf of all  
others similarly situated,

Plaintiff-Appellee,

v.

SIRIUS XM RADIO INC., a Delaware  
corporation,

Defendant-Appellant.

No. 17-55844

D.C. No.

2:13-cv-05693-PSG-GJS

Central District of California,  
Los Angeles

ORDER

The appellant's request (included in the status report at Docket Entry No. 21) to lift the stay of appellate proceedings is granted. The stay of appellate proceedings is lifted.

The opening brief is due February 24, 2020. The answering brief is due March 23, 2020. The optional reply brief is due within 21 days after service of the answering brief.

FOR THE COURT:

MOLLY C. DWYER  
CLERK OF COURT

By: Grace Santos  
Deputy Clerk  
Ninth Circuit Rule 27-7